



PCT Rec'd PCT/PTO 13 JUN 2006

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franz Koop et al.

Serial No: 10/567133 Art Unit:

Filing Date: February 02, 2006

Title: MIXING SHAFT FOR THOROUGHMIXING AND COMMUNITING  
OF FOOD PRODUCTS

Priority Application: Country: Germany; No.: 103 35 552.9; Filing Date: August 02, 2003

PCT Application: No.: PCT/DE2004/001729 Filing Date: August 02, 2004

May 31, 2006

Attorney's Docket No.: SSB202T1

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

Transmitted herewith for filing is:

Response to the Notification of Missing Requirements under 35 U.S.C. 371  
in the United States Designated/Elected Office

Inventor Declaration

A copy of Notification of Missing Requirements under 35 U.S.C. 371 in the  
United States Designated/Elected Office (DO/EO/US)

PTO-2038 form

(X) The applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for response to any Office Action outstanding in the above captioned matter as necessary to avoid abandonment of the application. Please charge my deposit account No.11-0224 in the amount required to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to the above account.

<X> The Commissioner is hereby authorized to charge any fees under 35 U.S.C. 1.16, 1.17 and 1.18 or any additional fees which may be required during the entire pendency of the application, or credit any overpayment, to Acct. No.11-0224. A duplicate copy of this sheet is enclosed. If and only if(r) account funds should be insufficient, immediately contact our associate, Lisa Zumwalt, at (703) 415-0579, who will pay immediately to avoid deprivation of rights.

<> Please charge my Deposit Account No.11-0224 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

A signature or signatures required for the above-recited document(s) is (are) provided herebelow. Such signature(s) also provide(s) ratification for any required signature appearing to be defective in the above-recited document(s).

*Horst M. Kasper*  
Horst M. Kasper, 13 Forest Drive, Warren, N.J. 07059

Reg. No. 28,559 Tel.(908) 526-1717

CERTIFICATE OF MAILING under 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. box 1450,

Alexandria, VA 22313-1450

, on

JUN 08 2006

JUN 08 2006

Signature: *M. Kasper*

Date: \_\_\_\_\_



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franz Koop et al.  
Serial No: 10/567133 Art Unit:  
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SSB202R1

**RESPONSE TO THE NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED  
OFFICE**

Hon. Commissioner for Patents  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**

SIR:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed on May 22, 2006 and setting a statutory period for response of two months, said period expiring on July 22, 2006.

The Notification states that the following items must be furnished in order to complete the requirements for acceptance under 35 U.S.C. 371:

- *Oath or declaration of the inventors*
- *A surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) of 65\$ for a small entity*

Applicant encloses herewith the Inventor Declaration, duly signed by the inventor on February 22, 2006.

Entry of the submitted document is respectfully requested.

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Respectfully submitted,  
Franz Koop et al

By: Horst M. Kasper

Horst M. Kasper, their attorney  
13 Forest Drive, Warren, N.J. 07059  
Tel.: (908)757-2839 Fax: (908)668-5262  
Reg. No. 28,559 Docket No.: SSB202R1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/567,133	Franz Koop	SSB202
INTERNATIONAL APPLICATION NO.		
PCT/DE04/01729		
I.A. FILING DATE	PRIORITY DATE	
08/02/2004	08/02/2003	
CONFIRMATION NO. 2425		
371 FORMALITIES LETTER		
 *OC000000018893826*		

Date Mailed: 05/22/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 02/02/2006
- English Translation of the IA filed on 02/02/2006
- Copy of the International Search Report filed on 02/02/2006
- Preliminary Amendments filed on 02/02/2006
- U.S. Basic National Fees filed on 02/02/2006
- Priority Documents filed on 02/02/2006
- Non-English Language Application filed on 02/02/2006
- Specification filed on 02/02/2006
- Claims filed on 02/02/2006
- Abstracts filed on 02/02/2006
- Drawings filed on 02/02/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

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Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/567,133	PCT/DE04/01729	SSB202

FORM PCT/DO/EO/905 (371 Formalities Notice)